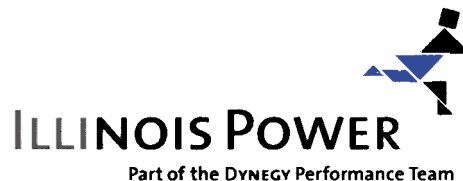


February 7, 2003

Via Electronic Mail and U.S. Mail



Larry Jones, Administrative Law Judge
Illinois Commerce Commission
527 East Capitol Avenue
Springfield, IL 62701

RE: Yaodi Hu v. Illinois Power Company, 02-0249

Dear ALJ Jones:

On January 21, 2003, a status hearing was held in the above-captioned matter, with proper notice given to all parties of record. Mr. Yaodi Hu was not in attendance at this hearing. During the hearing, Illinois Power requested that the Commission dismiss this proceeding because of Mr. Hu's failure to prosecute. More specifically, Illinois Power provided that Mr. Hu's failure to attend the hearing warranted dismissal. Moreover, on January 3, 2003, an order was issued wherein Mr. Hu was required to provide Illinois Power with certain information in connection with the company's data requests. As of the date of this letter, Illinois Power has yet to receive any information required under the ALJ's order.

On January 22, 2003, the ALJ entered a notice wherein Mr. Hu was given an opportunity to respond to Illinois Power's motion to dismiss. A response from Mr. Hu was due on or before January 31, 2003. As of the date of this letter, Illinois Power has received no such response; and no response appears on the Commission's e-docket. Accordingly, Illinois Power will not be filing a reply. However, based on Mr. Hu lack of response, Illinois Power requests that the Commission enter an order dismissing this matter with prejudice.

If you have any questions or concerns, please let me know. A copy of this letter is being sent via U.S. Mail to Mr. Hu. I remain,

Respectfully yours,


Shig W. Yasunaga
Legal & Regulatory Services
(217) 424-7050

cc: Yaodi Hu
428 E. Main Street
Danville, Illinois 61832